

Shana Lee McCart-Pollak
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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

SHANA LEE MCCART-POLLAK,

Plaintiff,

vs.

ON DEMAND DIRECT RESPONSE LLC,
Delaware company, ON DEMAND DIRECT
RESPONSE III LLC, Delaware company;
BRETT SAEVITZON, individual; CRAIG
SHANDLER, individual; JEFFREY MILLER,
individual; DOES I-X; ROE BUSINESS
ENTITIES I-X;

Defendants

Case No: 2:20-cv-01624-GMN-VCF

~~PROPOSED~~ STIPULATION
DISCOVERY PLAN AND SCHEDULING
ORDER

Pursuant to Court Order (Dkt 175), comes now, Plaintiff Shana Lee McCart-Pollak ("Pollak") in proper person; Brett Saevitzon and Craig Shandler through their respective Counsel, David Dorenfeld. stipulate to the following proposed Discovery Plan and Scheduling Order

MEMORANDUM OF POINTS AND AUTHORITIES

On January 19, 2023 the Honorable Magistrate Judge Ferenbach ordered the the Parties had until Wednesday. February 8, 2023, to file a joint discovery plan and scheduling order. On Friday, February 3, 2023, Pollak and Dorenfeld held a zoom meet and confer and agreed to the following dates, herein, in order to allow the Parties the opportunity to conduct full discovery.

LEGAL STANDARD AND STATEMENTS

Every motion or stipulation to extend or reopen discovery shall include:

1) A Statement specifying the discovery completed;

No Discovery has been completed.

a) **Saevitzon-** Has not served discovery on Pollak.

b) **Shandler-** Has not served discovery on Pollak.

c) **Pollak-** Pollak served Request for Production and Interrogatories on Saevitzon, Shandler, On Demand Direct Response, LLC, On Demand Direct Response III, LLC and Jeffrey Miller which are not complete.

2) A specific description of the discovery that remains to be completed

Pollak plans on pursuing (Request for Admissions, Request for Production of Documents, Interrogatories, as well as Depositions) on all parties.

3) The reason why the discovery remaining was not completed within the time limits set by the discovery order.

The Court stayed discovery pending the decision on Defendants' Motion to Dismiss. The Court Denied Defendants' Motion to Dismiss on October 6, 2023 (Order Dkt 163). On January 19, 2023 (Order Dkt 175) the Court lifted the stay of discovery and ordered that the parties file a joint discovery plan and scheduling order

4) A proposed schedule for completing all remaining discovery

The Parties used a prior template (of dates and timeframes) of a Discovery schedule that was previously entered in this Case; and therefore, propose the following dates:

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STIPULATED PROPOSED DISCOVERY PLAN AND SCHEDULING DEADLINES

Amended Pleadings: Friday, **June 23, 2023**, (which is 91 days before the proposed Discovery cut-off date, due to the weekend)

Discovery Deadline: Friday, **September 22, 2023**

Initial Expert Disclosures: Monday, **July 24, 2023**, (which is 60 days before the stipulated proposed Discovery cut-off date)

Rebuttal Expert Disclosures: Wednesday, **August 23, 2023** (which is 30 days before the stipulated proposed Discovery cut-off date)

Dispositive Motions: Monday, **October 23, 2023**, (which is 31 days after the stipulated proposed Discovery cut-off date)

Proposed Pretrial Order: Wednesday, **November 22, 2023**, (which is 30 days after the stipulated proposed Dispositive Motions cut-off date)

If dispositive motions are filed, the deadline for filing the joint pretrial order will be suspended until 30 days after decision on the dispositive motions or further court order.

5) The Current trial date

The extension of the discovery deadlines will have no bearing on trial, as no trial date has been set.

Conclusion

The Parties respectfully requests that the Court accepts this jointly stipulated proposed Discovery Plan and Scheduling Order.

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1 Dated this 3rd day of February, 2023

2 /s/ Shana Lee McCart-Pollack

3 SIGNATURE

4 Shana Lee McCart-Pollack

5 524 Blanche Court

6 Henderson, Nevada 89052

7 Tel: (702) 439-2263

8 Email: Lotsoflovebuddies@yahoo.com

9 Pro Se

10 Dated this 3 day of February, 2023

11 

12 SIGNATURE

13 David K Dorenfeld

14 (Cal. Bar No. 145056; Pro Hac Vici)

15 DorenfeldLaw, Inc.

16 30101 Agoura Court, Suite 210

17 Agoura Hills, California 91301

18 Tel: (828) 865-4000

19 Email: david@dorenfeldlaw.com

20 ~~PROPOSED~~ ORDER

21 PURSUANT TO STIPULATION, IT IS ORDERED.

22 Dated: 2-6-2023

23 

24 HONORABLE CAM FERENBACH

25 UNITED STATES MAGISTRATE JUDGE

26 The Clerk of Court is directed to strike ECF No. 180, which sets the same dates.

CERTIFICATE OF SERVICE

Case Name: *Shana Lee McCart-Pollak v. On Demand Direct Response LLC, et al.*
District Court Case No.: 02:20-cv-01624-GMN-VCF

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 30101 Agoura Court, Suite 210, Agoura Hills, California 91301.

On February 3, 2023, I served the foregoing documents described as **PROPOSED STIPULATION DISCOVERY PLAN AND SCHEDULING ORDER** on the interested parties in this action by placing a true and correct copy thereof enclosed in a sealed envelope addressed as follows:

SEE ATTACHED SERVICE LIST

☒

[By Mail] I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited in the U.S. Postal Service on that same day with postage thereon fully prepaid at Agoura Hills California, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after the date of deposit for mailing in affidavit.

☐

[By Federal Express] – I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing via Federal Express. Under that practice it would be deposited in the Federal Express pick-up box on that same day with charges thereon fully prepaid at a drop box location in Agoura Hills, California, in the ordinary course of business.

☒

[By Electronic Service] Based on a court order or an agreement of the parties to accept service by electronic transmission, I caused the documents to be sent at the electronic notification addresses above.

☐

[By Personal Service] I caused such envelope(s) to be hand-delivered to the offices of the addressee(s), during normal business hours.

I declare under penalty of perjury, under the laws of the State of California, that the foregoing is true and correct.

Executed February 3, 2023, at Agoura Hills, California.


Rebecca Santiago

SERVICE LIST

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